

November 11, 2021

BY ECF

Honorable Robert E. Grossman
United States Bankruptcy Court
Eastern District of New York
Alfonse M. D'Amato US Courthouse
290 Federal Plaza
Central Islip, NY 11722

Re: *Marc Pergament, Chapter 7 Trustee of the Estate of Diamond Finance Co., Inc., v. Auto City International Inc. et al.*, Adv. Pro. No. 8-21-08051

Dear Judge Grossman:

This firm is special counsel to Marc Pergament, the Chapter 7 Trustee and the Plaintiff in the above-referenced adversary proceeding. On consent of the two Defendants who appeared in this adversary proceeding (Marcos Benzaquen, Jacob Benzaquen, Diamond Cars Are Us, Diamond Cars R Us), we respectfully request the Court to enter an Order in the form of the attached First Amended and Superseding Scheduling Order, amending the Initial Pretrial Order dated June 16, 2021 [Dkt. No. 13] to, among other things, extend certain deadlines therein by approximately sixty (60) days.

Specifically, Plaintiff requests with consent, subject to this Court's calendar, to:

- (i) extend the parties' fact discovery deadline from December 15, 2021 to February 18, 2022;
- (ii) extend the parties' deadline to file dispositive motions from January 31, 2022 to March 31, 2022;
- (iii) extend the parties' deadline to file any motions to amend the pleadings or join other parties from January 31, 2022 to March 31, 2022; and
- (iv) adjourn a the final pre-trial conference scheduled for February 21, 2022 at 9:30 am to a date in April, 2022.

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Thank you for your time and consideration.

Dated: New York, New York

November 11, 2021

Respectfully submitted,

/s/ Jonathan Koevary

Jonathan T. Koevary, Esq.